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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/604,428	06/27/2000	Michelle Baker	BAK-007	4879
36822	7590	04/21/2006	EXAMINER	
GORDON & JACOBSON, P.C. 60 LONG RIDGE ROAD SUITE 407 STAMFORD, CT 06902				VU, THONG H
ART UNIT		PAPER NUMBER		
		2142		

DATE MAILED: 04/21/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No.	Applicant(s)	
	09/604,428	BAKER, MICHELLE	
	Examiner Thong H. Vu	Art Unit 2142	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) Responsive to communication(s) filed on 24 March 2006.
- 2a) This action is **FINAL**. 2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) Claim(s) 1-27 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) Claim(s) _____ is/are allowed.
- 6) Claim(s) 1-27 is/are rejected.
- 7) Claim(s) _____ is/are objected to.
- 8) Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on _____ is/are: a) accepted or b) objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) All b) Some * c) None of:
 1. Certified copies of the priority documents have been received.
 2. Certified copies of the priority documents have been received in Application No. _____.
 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) Notice of References Cited (PTO-892)
- 2) Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____.
- 4) Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- 5) Notice of Informal Patent Application (PTO-152)
- 6) Other: _____.

1. Claims 1-27 are pending.

Response to Arguments

2. Applicant's arguments with respect to claims 1-27 have been considered but are moot in view of the new ground(s) of rejection.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1-3,5-23,25-27 are rejected under 35 U.S.C. 102(e) as being anticipated by Kamiya et al [Kamiya, 5,923,845].

3. As per claim 8, Kamiya discloses An electronic mail system [Kamiya, an Email inbox, col 4 lines 3-37] comprising:

a) a first electronic mail client having a first authoring/reading component for creating and reading electronic mail messages [Kamiya, authorize attributes read-write, col 4 lines 26-36]; and b) a second electronic mail client having a second authoring/reading component for creating and reading electronic mail messages [Kamiya, create objects such as documents, col 6 line 53-col 7 line 2], wherein said first authoring/reading component creates messages in a first mode (i.e.: write authorization) and said second authoring/reading component reads messages in a second mode (i.e.: read

authorization), each mode causing messages to be displayed in a different manner [Kamiya, displayed with iconic representation of their type and attributes, col 24 lines 13-25, Fig 17].

4. As per claim 9 Kamiya discloses said first and second modes are selected from the group consisting of customer and vendor, teacher and student, auctioneer and bidder, and doctor and patient as clients or users [Kamiya, a group of collectors, col 12 line 57-col 13 line 9].

5. As per claim 10 Kamiya discloses the mode of displaying a message is encoded (i.e.: proxy) in the message by the first authoring/reading component and determined by the second authoring/reading component when the message is read [Kamiya, proxy server, Fig 13(b)].

6. As per claim 11 Kamiya discloses a message displayed in said first mode allows a viewer of the message to use a first set of tools [Kamiya, displayed in subwindows, Fig 14(a)] to respond to the message, and a message displayed in said mode allows a viewer of the message to use a second set of tools to respond to the message, said first set of tools and said second set of tools being different from each other [Kamiya, displayed with iconic representation of their type and attributes, col 24 lines 13-25, Fig 17].

7. As per claim 12 Kamiya discloses a message viewed in said first mode allows the viewer of the message to see all of the information contained in the message, and a message created in said second mode allows the viewer of the message to see only a subset of the information contained in the message [Kamiya, displayed in subwindows, Fig 14(a)].

8. As per claim 13 Kamiya discloses a message viewed in said first mode allows a viewer of the message to see the information contained in the message organized one way, and a message viewed in said second mode only allows the recipient to see the information organized in a second way different from said first way as inherent feature of read- only or read-write privileges [Kamiya, authorize attributes read-write, col 4 lines 26-36].

9. Claims 1-3,5-23 contain the similar limitations set forth in claims 8-13. Therefore claims 1-3,5-23 are rejected for the same rationale set forth in claims 8-13.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

Claims 4 and 24 are rejected under 35 U.S.C. 103(a) as being unpatentable over Kamiya et al [Kamiya, 5,923,845] as applied to claims 1-3,5-23,25-27 above, and further in view of Shaffer et al [Shaffer, 6,092,114].

10. As per claims 4 and 24, Kamiya discloses the email and conversion data between the client-server network. However Kamiya does not explicitly detail the Internet and MIME.

Shaffer discloses the email over Internet and MIME for convert the data file as the well-known features in the art [Shaffer, col 1 lines 15-55]

Therefore it would have been obvious to an ordinary skill in the art at the time the invention was made to incorporate the technique of using email message via Internet and MIME encoding or conversion as taught by Shaffer into the Kamiya's apparatus in order to utilize the email conversion on the client-server system. Doing so would provide an efficient and reliable exchange of attached files by using the email service with MIME encoding via Internet.

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

-USP 6,301,621 B1.

-USP 5,537,543.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to examiner *Thong Vu*, whose telephone number is (571)-272-3904. The examiner can normally be reached on Monday-Thursday from 6:00AM-3:30PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, *Andrew Caldwell*, can be reached at (571) 272-3868. The fax number for the organization where this application or proceeding is assigned is 571-273-8300

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval PAIR system. Status information for published applications may be obtained from either Private PMR or Public PMR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Thong Vu
Primary Examiner
Art Unit 2142

